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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Weers et al.	Group Art Unit: 1617
Application No: 09/851,226	Examiner: Lauren Q. Wells
Confirmation No: 4017	Attorney Docket No: NK.0073.00
Filing Date: 05/08/2001	
For: PHOSPHOLIPID-BASED POWDERS FOR DRUG DELIVERY	November 5, 2004 San Francisco, California

**AFTER FINAL AMENDMENT AND NOTICE OF APPEAL**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

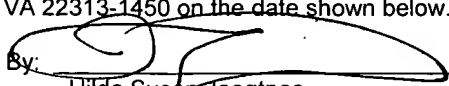
Examiner Wells:

This amendment for the above-referenced application is in response to the final office action mailed on May 5, 2004 and is being timely filed within six months thereof with a request for a three-month extension of time.

Enclosed is also a Notice of Appeal with the necessary fee. Applicant appeals from the Final Rejection mailed on May 5, 2004 rejecting claims 1-5, 8, 9, 11-15, 17-32, 44-55, 57-62, 64, 65 and 67-78.

Enclosed please also find in original USPTO's form SB96, Statement Under 37 CFR 3.73(b), and an Associate Power of Attorney from Assignee in this case.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

By:   
Hilde Susan Jaegtnes

Date: November 5, 2004

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~~01 FC:1401~~      ~~340.00 DA~~  
02 FC:1253      980.00 DA  
03 FC:1202      18.00 DA